**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SOIL AERATION DEVICE, the specification of which:

- ☐ is attached hereto.
☒ was filed on February 10, 2004 as Application Serial No. 10/775,540.
☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
10/638,953	August 11, 2003	Pending

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

<u>Country</u>	<u>Application No.</u>	<u>Filing Date</u>	<u>Priority Claimed</u>
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Richard J. Anderson, Reg. No. 36,732
Raymond R. Berdie, Reg. No. 50,769
John A. Dragseth, Reg. No. 42,497
Mark S. Ellinger, Reg. No. 34,812
J. Patrick Finn III, Reg. No. 44,109
Greg H. Gardella, Reg. No. 46,045

Ronald C. Lundquist, Reg. No. 37,875
Greg A. McAllister, Reg. No. 47,779
Thomas S. McClenahan, Reg. No. 42,856
M. Angela Parsons, Reg. No. 44,282
Gary L. Quick, Reg. No. 55,553
Mathias W. Samuel, Reg. No. 39,823

Combined Declaration and Power of Attorney

Page 2 of 2 Pages

H. Sanders Gwin, Jr., Reg. No. 33,242
Chad A. Hanson, Reg. No. 44,737
Michael J. Kane, Reg. No. 39,722
Elizabeth N. Kaytor, Reg. No. 53,103
Teresa A. Lavoie, Reg. No. 42,782

Stephen R. Schaefer, Reg. No. 37,927
J. Richard Soderberg, Reg. No. 43,352
Craig O. Thompson, Reg. No. 47,990
Ann S. Viksnins, Reg. No. 37,748
Dorothy P. Whelan, Reg. No. 33,814

Direct all telephone calls to GREG H. GARDELLA at telephone number (612) 335-5070.

Direct all correspondence to the following:

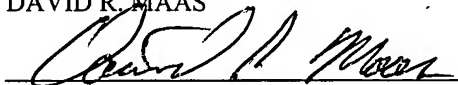
26191

PTO Customer Number

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

I understand that the purpose of making this appointment is to permit prosecution of patent applications for the above-identified invention for the benefit of my assignee, and that this appointment does not create an attorney-client relationship between me and these appointees.

Full Name of Inventor: DAVID R. MAAS

Inventor's Signature: 

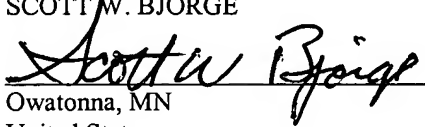
Date: 8-9-04

Residence Address: Owatonna, MN

Citizenship: United States

Post Office Address: 473 W. Bridge Street
Owatonna, MN 55060

Full Name of Inventor: SCOTT W. BJORGE

Inventor's Signature: 

Date: 8-9-04

Residence Address: Owatonna, MN

Citizenship: United States

Post Office Address: 404 Adams Avenue
Owatonna, MN 55060